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UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. DOI 1450 Alexandria, Viggins 22313-1450

APPLICATION NUMBER FILING OR 371 (c) DATE FIRST NAMED APPLICANT ATTORNEY DOCKET NUMBER

10/735,310 12/12/2003

Holger Kartheus

104035/272556

00826 ALSTON & BIRD LLP BANK OF AMERICA PLAZA 101 SOUTH TRYON STREET, SUITE 4000 CHARLOTTE, NC 28280-4000 CONFIRMATION NO. 2222
FORMALITIES LETTER
OC000000012457772

Date Mailed: 04/27/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/30/2004 YPOLITE1 00000008 10735310

01 FC:1202

FILED UNDER 37 CFR 1.53(b)

01 FC:1202 360.00 GP 02 FC:1051 130.00 GP 03 FC:1053 130.00 GP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
 A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this latter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine
 the number of claims submitted. Additional claim fees may be due once the number of claims can be
 determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 1-7.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$260 for a Large Entity

• \$130 Late oath or declaration Surcharge.

• \$130 for English translation surcharge required.

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

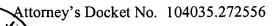
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

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Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ppl No.:

Kartheus et al

10/735,310

Confirmation No.: 2222

Filed:

December 12, 2003

Group Art Unit:

To be assigned

For:

SELF-ADHESIVE MATRIX PLASTER CONTAINING AN ACTIVE

INGREDIENT AND BASED ON POLYURETHANE GELS

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application dated April 27, 2004, enclosed are the following:

\boxtimes	Part 2 of Formalities Letter or Form PTO-1533
	(Notice to File Missing Parts of Application)
\boxtimes	Declaration and Power of Attorney for the above-identified application, which has
	been executed by the named inventor(s) and surcharge
	Applicant claims small entity status
$\overline{\boxtimes}$	PTO Form 2038 authorizing the amount of \$730.00 to cover the English
	Translation fee of \$130.00, Additional Claim fee of \$360.00, Extension of Time
	fee of \$110.00 and the \$130.00 surcharge under 37 C.F.R.§ 1.16(e)
\boxtimes	English Translation including \$130.00 (37 CFR 1.17(i)) fee for filing late.
$\overline{\boxtimes}$	One Month Extension of Time including \$110.00 fee
\boxtimes	Submittal of Priority Document and German Priority Document
	Replacement drawings pages 1-7
\boxtimes	Preliminary Amendment, Amendment Transmittal and \$360.00 fee
$\overline{\boxtimes}$	Any deficiency, additional fee, or credit may be charged to our
	Deposit Account No. 16-0605.

07/30/2004 YPOLITE1 00000008 10735310

04 FC:1251

110.00 OP

Respectfully submitted,

Andrew T. Meunier Registration No. 40,726

Customer No. 00826 **ALSTON & BIRD LLP**

Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Atlanta Office (404) 881-7000 Fax Atlanta Office (404) 881-7777

"Express Mail" mailing label number EL 952616755 US Date of Deposit July 27, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Andrew T. Meunier

Attorney's Docket No. 104035.272556



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Kartheus et al

Confirmation No.: 2222

pl. No.:

10/735,310

Filed:

December 12, 2003

For:

SELF-ADHESIVE MATRIX PLASTER CONTAINING AN ACTIVE

INGREDIENT AND BASED ON POLYURETHANE GELS

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Transmitted herewith is an AMENDMENT in the above-identified patent application.

Applicant claims small entity status. See 37 C.F.R. § 1.27. No additional fee is required.

The fee has been calculated as shown below:

(COL. 1)		(COL. 2)	(COL. 3)	SMALL ENTITY		OTHER THAN A SMALL ENTITY	
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	<u>OR</u> RATE	ADDIT. FEE
TOTAL	* 40	** 20	= 20	X 9=	\$	X 18=	\$ 360
INDEP	* 2	*** 3	= 0	X 43=	\$	X 86=	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM +145= \$ +290= \$						\$	
				TOT ADD		OR TOTAL	\$ 360

- If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior Amendment or the number of claims originally filed.

\boxtimes	PTO Form 2038 autho	rizing the amoun	t of \$360.00 to	cover the additional	l claim fee
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In re: Kartheus et al Appl. No.: 10/735,310 Filed: December 12, 2003 Atty. Dock. No. 104035.272556 Page 2

 \boxtimes

	A check in the amount \$	to cover the additional fee is enclosed.
\boxtimes	following fees associated vaccount No. 16-0605.	by authorized to charge any deficiency in payment of the with this communication or credit any overpayment to Depositing fees required under 37 C.F.R. § 1.16 for the presentation

Any patent application processing fees under 37 C.F.R. § 1.17.

Respectfully submitted,

Andrew T. Meunier Registration No. 40,726 Attorney/Agent of Record

CUSTOMER No. 00826 ALSTON & BIRD LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Atlanta Office (404) 881-7000 Fax Atlanta Office (404) 881-7777

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Andrew T. Meunier